

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

AARON VELARDE, et al.,

Plaintiffs,

v.

UNION CITY POLICE DEPARTMENT, et
al.,

Defendants.

Case No. [13-cv-04011-JD](#)

PROPOSED SPECIAL VERDICT FORM

The Court proposes to provide the jury with this special verdict form on December 11, 2015. The parties have until 7:30 a.m. on December 11, 2015 to file any objections to this proposed verdict form.

IT IS SO ORDERED.

Dated: December 10, 2015



JAMES DONATO
United States District Judge

Your answers must be unanimous:

Question No. 1: Section 1983 Excessive Force under the Fourth Amendment

Do you find by a preponderance of the evidence that one or more of the defendants violated Heide Velarde's Fourth Amendment rights by using unreasonable force against her?

Baumgartner ☐ YES ☐ NO

J. Martin ☐ YES ☐ NO

Question No. 2: Section 1983 Unlawful Arrest under the Fourth Amendment

Do you find by a preponderance of the evidence that one or more of the defendants violated Heide Velarde's Fourth Amendment rights by arresting her without probable cause?

Baumgartner ☐ YES ☐ NO

J. Martin ☐ YES ☐ NO

Question No. 3: State Law Assault

Do you find by a preponderance of the evidence that one or more of the defendants assaulted Heide Velarde?

Baumgartner ☐ YES ☐ NO

J. Martin ☐ YES ☐ NO

Question No. 4: State Law Battery

Do you find by a preponderance of the evidence that one or more of the defendants battered Heide Velarde?

Baumgartner ☐ YES ☐ NO

J. Martin ☐ YES ☐ NO

Question No. 5: State Law False Arrest

Do you find by a preponderance of the evidence that one or more of the defendants wrongfully arrested Heide Velarde?

Baumgartner _____YES _____NO

J. Martin _____YES _____NO

Question No. 6: Damages

Answer this question only if you answered “yes” in at least one of Questions 1 through 5.

What amount of damages has Heide Velarde proven by a preponderance of evidence that will fairly and reasonably compensate her for her injury?

\$_____

Dated: _____

FOREPERSON